



Attorney Docket # 4830-15RCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Perry Calias et al.

Serial No.: 09/543,489

Filed: April 06, 2000

For: Immunomodulatory Compositions and Methods of Use
Thereof

Examiner: B. Badio
Group Art: 1616

I hereby certify that this correspondence is being deposited
with the United States Postal Service with sufficient postage as
first class mail in an envelope addressed to: Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on
October 23, 2003
(Date of Deposit)

Kent H. Cheng

Name of applicant, assignee or Registered Representative

Kent H. Cheng
Signature

October 23, 2003

Date of Signature

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

S I R:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the
decision dated May 23, 2003 of the Primary Examiner finally rejecting claims 1, 2, 4, 9-21, 72, 74 and 75.

The items checked below are appropriate:

1. ☒ The time for response to the Office Action of May 23, 2003 expires on August 23, 2003.
2. ☐ A __-month extension of time for response to the Office Action dated __ was filed on __. [No
additional extensions of time are required.]
- 3a. ☒ Applicant(s) hereby request(s) a two-month extension of the original shortened statutory
response period set in the Office Action of May 23, 2003. A check in the amount of \$420.00
in payment of the government fee for an extension of time is enclosed herewith.

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01 FC:1401
02 FC:1252

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420.00 OP

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- 3b. ☐ This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . A check for the additional extension fee of \$ is enclosed.
4. ☒ Check for payment of the appeal fee of \$330.00
☒ is enclosed herewith.
☐ No additional fee is required (fee paid in prior appeal).
☐ Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
5. ☒ Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

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Dated: October 23, 2003